

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.) Case No. 08-3411-CV-S-GAF
)
A TRACT OF LAND LOCATED IN)
HOWELL COUNTY, MISSOURI.)
)
Defendant.)

ORDER OF DEFAULT JUDGMENT OF FORFEITURE

Plaintiff, United States of America, has moved this Court, pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure, for entry of a final judgment by default. Plaintiff has shown that the defendant real property has not been seized to date; that a complaint for forfeiture was filed against the defendant real property; that all known potential claimants were served with process; that any and all other claimants have been served by publication; that no claim asserting an interest in the defendant real property has been filed; and that the time for filing a claim has expired for all known and unknown potential claimants.

Therefore, it is hereby

ORDERED, ADJUDGED AND DECREED:

(1) that a default judgment of forfeiture is hereby entered against the defendant real property, together with all its buildings, appurtenances, and improvements, being situated in Howell County, Missouri, and described as follows:

A part of the West ½ of Lot 3 of the Northwest Quarter of Section 3, Township 24, Range 9, described as follows: Beginning at the Northwest corner of said West ½ of Lot 3 of the Northwest quarter; thence South along the West line of said West ½ of Lot 3 of the Northwest Quarter 630 feet; thence East parallel with the North line of said West ½ of Lot 3 of the Northwest Quarter 210 feet; thence

North parallel with the West line of said West ½ of Lot 3 of the Northwest Quarter 630 feet; thence West along the North line of said West ½ of Lot 3 of the Northwest Quarter 210 feet to the point of beginning, containing 3 acres, more or less. Subject to existing roads along the north and west lines thereof. Subject to easements and restrictions of record.

- (2) that all persons claiming any right, title or interest in or to the defendant real property are held in default;
- (3) that all claims and interests in the defendant real property are forever foreclosed and barred;
- (4) that the above-described defendant real property is hereby forfeited to the United States of America pursuant to 21 U.S.C. § 881(a)(7);
- (5) that the United States Marshals Service or its designee shall seize and maintain custody of the defendant real property and dispose of it according to law; and
- (6) that the Clerk of the Court shall enter a judgment consistent with this order.

IT IS SO ORDERED.

s/ Gary A. Fenner

Gary A. Fenner, Judge
United States District Court

DATED: March 25, 2009